

KEVIN V. RYAN (CSBN 118321)
 United States Attorney
 EUMI L. CHOI (WVBN 0722)
 Chief, Criminal Division
 CHRISTINE S. WATSON (CSBN 218006)
 Special Assistant United States Attorney
 450 Golden Gate Avenue, Box 36055
 San Francisco, CA 94102
 Telephone: (415) 436-6838
 Facsimile: (415) 436-7234

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 05-00263 JSW
)	
Plaintiff,)	PROPOSED ORDER AND STIPULATION
)	EXCLUDING TIME FROM MAY 26, 2005
v.)	TO JUNE 9, 2005 FROM THE SPEEDY
)	TRIAL ACT CALCULATION
CESAR TRUJILLO-MARTINEZ,)	(18 U.S.C. § 3161(h)(8)(A))
a/k/a Cesar Antonio Trujillo,)	
)	
Defendant.)	

The parties appeared before the Court on May 26, 2005. With the agreement of the parties, and with the consent of the defendant, the Court enters this order scheduling a status/trial setting hearing date of June 9, 2005, at 2:30 p.m., before the Honorable Jeffrey S. White, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A), from May 26, 2005 to June 9, 2005. The parties agreed, and the Court found and held, as follows:

1. The defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny both government and defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and would deny the defendant and the government continuity of counsel.

2. Given these circumstances, the Court found that the ends of justice served by excluding

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the period from May 26, 2005 to June 9, 2005, outweigh the best interest of the public and the defendant in a speedy trial. Id. § 3161(h)(8)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from May 26, 2005 to June 9, 2005, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

4. The Court scheduled a status/trial setting hearing date of June 9, 2005, at 2:30 p.m., before the Honorable Jeffrey S. White.

IT IS SO STIPULATED.

DATED: _____

_____/S/
CHRISTINE S. WATSON
Special Assistant United States Attorney

DATED: _____

_____/S/
RONALD C. TYLER
Attorney for Cesar Trujillo-Martinez

IT IS SO ORDERED.

DATED: June 8, 2005 _____

/s/ Jeffrey S. White

HON. JEFFREY S. WHITE
United States District Judge

The undersigned hereby certifies that she is an employee of the Office of the United States Attorney for the Northern District of California and is a person of such age and discretion to be competent to serve papers. The undersigned further certifies that she caused a copy of:

to be served this date on the party(ies) in this action,

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

/S/
Ponly J. Tu
Legal Assistant (Immigration)
U.S. Attorney's Office